



MARKED AGENDA

**City of Scottsdale Police Local Board of the
PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM (PSPRS)
Regular Meeting Notice and Agenda
10:00 a.m., Thursday, December 17, 2009
Human Resources Verde Conference Room
7575 E. Main Street**

Call to Order

Jack Cross, Chairperson/Mayoral Designee; James Burg, Citizen Member, La Verne Parker Diggs, Citizen Member/Merit Head, and Jeff Walther, Elected Member —Present

Jeffrey Butera, Elected Member—Absent

Roll Call

Jack Cross, Chairperson/Mayoral Designee; Jeffrey Burg, Citizen Member; James Butera, Elected Member; Jeffrey Walther, Elected Member; La Verne Parker Diggs, Citizen Member/Merit Head

1. Review and Approval of Meeting Minutes – October 15, 2009

Action Requested: For discussion and vote to approve regular meeting minutes from the October 15, 2009 Police Local Board meeting.

Approved 4-0; Board Member Walther moved to approve the October 15, 2009 regular meeting minutes, seconded by Board Member Burg. Board Member Butera was absent.

2. Induction of New Scottsdale Police Officers into PSPRS

Action Requested: For discussion and vote to authorize the induction of new Scottsdale Police Officers, if any, into PSPRS.

3. Discussion and Vote on the DROP (Deferred Retirement Option Plan) Application of Police Sergeant James R. Dorer

Action Requested: For discussion and approval or disapproval of the DROP application of Police Sergeant James R. Dorer.

Approved 4-0; Board Member Burg moved to approve the DROP application of Police Sergeant James R. Dorer, subject to final payroll calculations and qualified domestic relations orders, seconded by Board Member Walther. Board Member Butera was absent.



Persons with a disability may request a reasonable accommodation by contacting Ken Nemec at (480) 312-7803. For TTY users, the Arizona Relay Service (1-800-367-8939) may contact Ken Nemec at (480) 312-7803. Requests should be made 24 hours in advance or as early as possible to allow time to arrange the accommodation.

4. Discussion and Vote on the Normal Retirement Application of Police Officer Donald A. Swain

Action Requested: For discussion and approval or disapproval of the normal retirement application of Police Officer Donald A. Swain.

Approved 4-0; Board Member Parker Diggs moved to approve Police Officer Donald A. Swain's normal retirement application effective December 4, 2009, subject to final payroll calculations and qualified domestic relations orders. The monthly pension associated with this application is \$2,654.52 to begin on or about January 31, 2010, seconded by Board Member Walther. Board Member Butera was absent.

5. Discussion and Vote on Accidental Disability Retirement Application of Police Officer Gerald E. Rollings

Action Requested: For discussion of an accidental disability retirement application and vote regarding the issuance of an Independent Medical Examination or Examinations.

Approved 4-0; Board Member Walther moved to approve the issuance of an independent medical examination through Columbia Medical Consultants, Inc. for the appointment of a medical specialist to serve as the medical board for the application of Police Officer Gerald E. Rollings, seconded by Board Member Parker Diggs. Board Member Butera was absent.

6. Consideration of the A.R.S. Sec. 38-844 Retirement Application of Police Officer Benjamin L. Felice

Action Requested: For discussion, comment, and approval/disapproval of the accidental disability retirement application of Police Officer Benjamin L. Felice

Discussion continued after executive session

7. Motion to Recess into Executive Session for Discussion of the A.R.S. Sec. 38-844 Retirement Application of Police Officer Benjamin L. Felice

The Board will consider a motion to adjourn to Executive Session, if deemed necessary, for the purpose of discussion and consultation with the Local Board attorney to obtain legal advice relating to the A.R.S. Sec. 38-844 accidental disability retirement application of Police Officer Benjamin L. Felice and/or for the purpose of discussing items as referred to on the Executive Session Notice and Agenda for December 17, 2009.

Action Requested: Formal motion and vote.

Approved 4-0; Board Member Burg moved to recess into executive session to discuss the retirement application of Police Officer Benjamin L. Felice, seconded by Board Member Parker Diggs. Board Member Butera was absent.

RECONVENE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM MEETING FOLLOWING EXECUTIVE SESSION.

8. Consideration of the A.R.S. Sec. 38-844 retirement application of Police Officer Benjamin L. Felice (Continued)

Action Requested: For discussion, comment, and approval/disapproval of the accidental disability retirement application of Police Officer Benjamin L. Felice

Approved 4-0; Board Member Burg moved to find that the applicant has a physical or mental condition which totally and permanently prevents him from performing a



reasonable range of duties within the police officer classification, seconded by Board Member Parker Diggs. Board Member Butera was absent.

Approved 4-0; Board Member Burg moved to find that the applicant's disabling condition was incurred in the performance of his duties as a police officer, seconded by Board Member Walther. Board Member Butera was absent.

Approved 4-0; Board Member Parker Diggs moved to find that the applicant's disability did not result from a physical or mental condition or injury that existed or occurred prior to the applicant's date of membership in the PSPRS, which is September 12, 1996, seconded by Board Member Burg. Board Member Butera was absent.

Approved 4-0; Board Member Walther moved to approve the accidental disability retirement pension application of Police Officer Benjamin L. Felice, subject to final payroll calculations and qualified domestic relations orders, seconded by Board Member Burg. Board Member Butera was absent.

9. Board Suggestions for Upcoming Agenda Items

Action Requested: Possible direction to staff relating to placing items on future agenda(s).

Adjournment—Approximately 10:42 a.m.

- * Note: The Board cannot discuss or vote on items not on the agenda, including items brought up as Board, staff or public comments, if any. If action by the Board is needed, the item should be placed on a future agenda in compliance with the Arizona Open Meetings Law.

